

Case BT/3-22351/A/PCT

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Dolores DeCarmin
Type or print name

Dolores DeCarmin
Signature

JAN 8 2007
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF

Group Art Unit: 1645

JONATHAN HUGHES ET AL.

Examiner:

INTERNATIONAL APPLICATION NO. PCT/EP 04/013252

FILED: November 22, 2004

FOR: STRAIN OF RHODOCCOCCUS
RHODOCHROUS NCIMB 41164 AND ITS
USE AS PRODUCER OF NITRILE
HYDRATASE

U.S. APPLICATION NO: 10/580,448

35 USC 371 DATE: MAY 23, 2006

Mail Stop: PCT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER TO CORRECT FILING RECEIPT

Sir:

Applicants have now received the filing receipt in the above identified application. However, in viewing the paper, Applicants noted that the "Title" was incorrect. The title was changed during the International stage of the application and the change is noted on the first sheet of Form PCT/ISA/210 (a copy of this sheet is enclosed herewith). Please issue a corrected filing receipt having the title read:

-- Title Strain-of rhodococcus rhodochrous ncimb 41164 and its use as producer of nitrile hydratase --.

Enclosed is a copy of the filing receipt with the correction noted.

Respectfully submitted,

Shiela A. Loggins
Shiela A. Loggins
Agent for Applicants
Reg. No. 56,221

Ciba Specialty Chemicals Corporation
Patent Department
540 White Plains Road
P.O. Box 2005
Tarrytown, NY 10591-9005
(914) 785-2768
SAL/dd

Encl.: copy of filing receipt

Copy of first sheet of Form PCT/ISA/210

JAN 8 2007

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference BT/3-22351	FOR FURTHER ACTION see Form PCT/ISA/220 as well as, where applicable, item 5 below.	
International application No. PCT/EP2004/013252	International filing date (day/month/year) 22/11/2004	(Earliest) Priority Date (day/month/year) 02/12/2003
Applicant CIBA SPECIALITY CHEMICALS WATER TREATMENTS LIMITED		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 7 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

b. ☐ With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2. ☐ Certain claims were found unsearchable (See Box II).

3. ☐ Unity of invention is lacking (see Box III).

4. With regard to the title,

☐ the text is approved as submitted by the applicant.

☒ the text has been established by this Authority to read as follows:

STRAIN OF RHODOCOCCLUS RHODOCHROUS NCIMB 41164 AND ITS USE AS PRODUCER OF NITRILE HYDRATASE

5. With regard to the abstract,

☒ the text is approved as submitted by the applicant.

☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regard to the drawings,

a. the figure of the drawings to be published with the abstract is Figure No. _____

☐ as suggested by the applicant.

☐ as selected by this Authority, because the applicant failed to suggest a figure.

☐ as selected by this Authority, because this figure better characterizes the invention.

b. ☐ none of the figures is to be published with the abstract.



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/580,448	05/23/2006	1645	2250	BT/3-22351/A/PCT		31	7

324

CIBA SPECIALTY CHEMICALS CORPORATION
 PATENT DEPARTMENT
 540 WHITE PLAINS RD
 P O BOX 2005
 TARRYTOWN, NY 10591-9005

RECEIVED
 Andrea DeCecchis

JAN 2 2007

Docket Coordinator
 Patent Department

CONFIRMATION NO. 4204

FILING RECEIPT



OC000000021731861

Date Mailed: 12/26/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Jonathan Hughes, West Yorkshire, UNITED KINGDOM;
 Yvonne Armitage, West Yorkshire, UNITED KINGDOM;
 Jatinder Kullar, West Yorkshire, UNITED KINGDOM;
 Stuart Greenhalgh, Smithfield, VA;

Power of Attorney: The patent practitioners associated with Customer Number 000324.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/13252 11/22/2004

Foreign Applications

UNITED KINGDOM 0327907.2 12/02/2003
 UNITED KINGDOM 0422070.3 10/06/2004

If Required, Foreign Filing License Granted: 12/23/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/580,448**

Projected Publication Date: 04/05/2007

Non-Publication Request: No

Copy sent to Basle - LE5.3/DH
 1/8/07 DD

BT/3-22351/A/PCT

Early Publication Request: No

Title

Microorganism-
Strain of *Rhodococcus Rhodochrous* ncimb 41164 and its
Preliminary Class use as producer of nitrile hydratase
435

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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